

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION**

**ROY COMBS, ID # 30807-177,**

**Movant,**

**vs.**

**UNITED STATES OF AMERICA,**

**Respondent.**

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**No. 3:08-CV-0032-N-BH**

**No. 3:03-CR-0188-N (09)**


**ORDER OF THE COURT ON RECOMMENDATION REGARDING  
REQUEST TO PROCEED IN FORMA PAUPERIS ON APPEAL**

Considering the record in this case and the recommendation of the Magistrate Judge, the Court hereby finds and orders:

- ( ) The motion for leave to proceed *in forma pauperis* on appeal is GRANTED.
- ( X ) the motion for leave to proceed *in forma pauperis* on appeal is DENIED because movant has not shown that he is a pauper.

( X ) Although this Court has denied movant permission to proceed with this case *in forma pauperis*, movant may challenge this finding pursuant to *Baugh v. Taylor*, 117 F. 3d 197 (5th Cir. 1997), by filing a separate motion to proceed *in forma pauperis* on appeal with the Clerk of Court, U.S. Court of Appeals for the Fifth Circuit, within 30 days of this order. *See also* Fed. R. App. P. 24(a)(5).

**SIGNED May 20, 2011.**

  
**DAVID C. GODBEY**  
**UNITED STATES DISTRICT JUDGE**